

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Vice Chair Fred Thomas, on February 19, 2015 at 8:00 AM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Bruce Tutvedt, Chair (R) arrived after roll call
Sen. Fred Thomas, Vice Chair (R)
Sen. Duane Ankney (R)
Sen. Dick Barrett (D)
Sen. Taylor Brown (R)
Sen. Jill Cohenour (D)
Sen. Brian Hoven (R)
Sen. Christine Kaufmann (D)
Sen. Sue Malek (D)
Sen. JP Pomnichowski (D)

Members Excused: Sen. Mark Blasdel (R)
Sen. Janna Taylor (R)

Members Absent: None

Staff Present: Jaret Coles, Legislative Branch
Julie Ward, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 308, 2/16/2015; SB 335, 2/16/2015

Executive Action: SR 22 Be Adopted, SB 335 Do Pass, SB 269 Do Pass As Amended, HB 217 Tabled, SB 147 Tabled, SB 166, Tie Vote (bill remains in committee), SB 167 Do Pass

HEARING ON SB 308

Opening Statement by Sponsor:

00:01:02 Sen. Jennifer Fielder (R), SD 7, opened the hearing on SB 308, Provide property tax exemption for certain land leased by local governments.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:05:22 Cynthia Monteau Moore, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:05:43 Sen. Brown

00:05:51 Ms. Moore, DOR

00:06:13 Sen. Brown

00:06:28 Ms. Moore

00:06:35 Sen. Brown

00:06:59 Ms. Moore

00:07:17 Sen. Brown

00:07:33 Ms. Moore

00:07:56 Sen. Brown

00:08:27 Sen. Fielder

00:09:55 Sen. Kaufmann

00:10:18 Sen. Fielder

00:10:33 Sen. Kaufmann

00:10:43 Sen. Pomnichowski

00:11:08 Sen. Fielder

00:11:35 Jaret Coles, Legislative Services Division (LSD)

00:12:17 Sen. Barrett

00:12:23 Chairman Tutvedt entered the meeting and took over duties of the chair.

00:12:40 Sen. Fielder

00:12:53 Sen. Barrett

Closing by Sponsor:

00:13:29 Sen. Fielder

00:14:20 Sen. Thomas assumed the duties of the chair.

HEARING ON SB 335

Opening Statement by Sponsor:

00:14:26 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 335, Adjust remuneration for county tax appeal boards.

Proponents' Testimony:

00:15:25 Dave McAlpin, chairman, Montana Tax Appeal Board
EXHIBIT(tas38a01)

00:17:59 John Esp, Montana Association of Counties
00:18:18 Bob Story, Montana Taxpayers Association
00:18:41 Art Dickhoff, Cascade County Tax Appeal Board
00:19:49 Ronda Wiggers, Montana County Treasurers Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:20:31 Sen. Tutvedt

00:20:49 Chairman Tutvedt took over duties of the chair.

Sen. Hoven left the hearing.

EXECUTIVE ACTION ON SR 22

00:21:10 **Motion/Vote:** Sen. Thomas moved that **SR 22 BE ADOPTED**. Motion carried 9-0 by voice vote. Sen. Blasdel, Sen. Hoven and Sen. Taylor were excused.

Discussion on SB 308:

00:22:33 Sen. Malek
00:23:09 Sen. Thomas
00:23:40 Sen. Cohenour
00:24:00 Chairman Tutvedt

EXECUTIVE ACTION ON SB 335

00:24:32 **Motion/Vote:** Sen. Thomas moved that **SB 335 DO PASS**. Motion carried 9-0 by voice vote. Sen. Blasdel, Sen. Hoven and Sen. Taylor were excused.

Sen. Hoven entered the hearing.

EXECUTIVE ACTION ON SB 269

00:25:43 **Motion:** Sen. Ankney moved that **SB 269 DO PASS.**

00:26:00 **Motion:** Sen. Ankney moved that **SB 269 BE AMENDED.**
EXHIBIT(tas38a02)

Discussion:

00:26:37 Chairman Tutvedt

00:26:54 Sen. Ankney

00:28:22 Chairman Tutvedt

00:28:41 **Vote:** Motion carried 10-0 by voice vote. Sen. Blasdel and Sen. Taylor were excused.

00:29:01 **Motion:** Sen. Ankney moved that **SB 269 DO PASS AS AMENDED.**

Discussion:

00:29:17 Sen. Barrett

00:29:38 Sen. Ankney

00:31:07 Sen. Cohenour

00:32:10 Sen. Pomnichowski

00:32:50 Sen. Cohenour

00:33:07 Sen. Barrett

00:33:47 Sen. Brown

00:34:04 Sen. Thomas

00:34:11 Sen. Ankney

00:34:17 Chairman Tutvedt

00:34:32 Sen. Ankney

00:34:41 Sen. Malek

00:35:19 **Vote:** Motion carried 11-1 by roll call vote with Sen. Malek voting no. Sen. Blasdel and Sen. Taylor voted by proxy.

Discussion:

00:36:31 Jaret Coles, Legislative Services Division (LSD)

00:37:28 Chairman Tutvedt left the hearing and Vice Chair Thomas assumed the duties of the chair.

EXECUTIVE ACTION ON HB 217

Discussion:

00:37:41 Vice Chair Thomas

00:38:29 **Motion:** Sen. Ankney moved that **HB 217 BE CONCURRED IN.**

Discussion:

00:38:41 Vice Chair Thomas
00:38:56 Sen. Barrett
00:39:35 Sen. Malek

00:39:55 **Substitute Motion/Vote:** Sen. Kaufmann made a substitute motion that **HB 217 BE TABLED**. Substitute Motion carried 7-2 by voice vote with Sen. Ankney and Sen. T. Brown voting no. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt were excused.

EXECUTIVE ACTION ON SB 147

00:41:05 **Motion:** Sen. Thomas moved that **SB 147 DO PASS**.

00:41:41 **Motion:** Sen. Ankney moved that **SB 147 BE AMENDED**.
[EXHIBIT\(tas38a03\)](#)

Discussion:

00:42:22 Vice Chair Thomas
00:42:27 Jaret Coles, Legislative Services Division (LSD)
00:43:13 Vice Chair Thomas
00:43:24 Sen. Kaufmann
00:44:11 Mr. Coles, LSD
00:44:58 Sen. Pomnichowski
00:45:35 Sen. Ankney
00:46:10 Mr. Coles

00:46:25 **Vote:** Motion carried 9-0 by voice vote. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt were excused.

00:46:46 **Motion:** Sen. Thomas moved that **SB 147 DO PASS AS AMENDED**.

Discussion:

00:47:10 Sen. Barrett
00:48:19 Sen. Kaufmann
00:49:03 Sen. Brown
00:50:54 Sen. Ankney

00:52:08 **Vote:** Motion failed 6-6 by roll call vote with Sen. Ankney, Sen. Blasdel, Sen. Cohenour, Sen. Malek, Sen. Pomnichowski and Sen. Thomas voting aye. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt voted by proxy.

00:53:33 **Motion/Vote:** Sen. T. Brown moved that **SB 147 BE TABLED**. Motion carried 9-0 by voice vote. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt were excused.

EXECUTIVE ACTION ON SB 166

00:55:44 **Motion:** Sen. Di. Barrett moved that **SB 166 DO PASS.**

Discussion:

01:00:17 Sen. Cohenour
 01:00:53 Sen. Brown
 01:02:19 Sen. Malek
 01:03:05 Sen. Brown
 01:03:45 Vice Chair Thomas
 01:04:13 Sen. Kaufmann
 01:05:55 Sen. Barrett
 01:06:50 Sen. Brown
 01:07:01 Sen. Barrett
 01:08:35 Sen. Hoven

01:09:31 **Vote:** Motion failed 6-6 by roll call vote with Sen. Di. Barrett, Sen. Cohenour, Sen. Hoven, Sen. Kaufmann, Sen. Malek and Sen. Pomnichowski voting aye. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt voted by proxy.

01:10:28 **Motion/Vote:** Sen. T. Brown moved that **SB 166 BE TABLED.** Motion failed 6-6 by roll call vote with Sen. Ankney, Sen. Blasdel, Sen. T. Brown, Sen. Taylor, Sen. Thomas and Sen. Tutvedt voting aye. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt voted by proxy. (Tied vote, bill remains in committee)

EXECUTIVE ACTION ON SB 167

01:12:10 **Motion:** Sen. Thomas moved that **SB 167 DO PASS.**

Discussion:

01:14:07 Sen. Thomas
 01:14:15 Sen. Kaufmann

01:14:25 **Vote:** Motion carried 7-5 by roll call vote with Sen. Blasdel, Sen. T. Brown, Sen. Taylor, Sen. Thomas and Sen. Tutvedt voting no. Sen. Blasdel, Sen. Taylor and Sen. Tutvedt voted by proxy.

Committee Business:

01:17:35 Sen. Malek
 01:17:52 Chairman Thomas
 01:18:35 Sen. Ankney
 01:18:45 Chairman Thomas
 01:18:51 Sen. Malek
 01:19:57 Chairman Thomas
 01:20:15 Sen. Cohenour
 01:20:36 Chairman Thomas
 01:21:13 Sen. Cohenour

01:21:29	Sen. Brown
01:21:39	Sen. Kaufmann
01:22:05	Sen. Barrett
01:22:41	Chairman Thomas
01:23:32	Sen. Hoven
01:24:01	Chairman Thomas
01:24:44	Sen. Malek
01:25:34	Chairman Thomas

ADJOURNMENT

Adjournment : 9:18

Julie Ward, Secretary

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Additional Documents:

EXHIBIT([tas38aad.pdf](#))